

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 15, 2001**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., O'Leary, J., Moore, J., and Aronson, J.* M. Urena, Deputy Clerk attending.

CIVIL CHARLES RUTLEDGE

No. v.

G026039 STEVEN GOURLEY, DIRECTOR OF THE DEPARTMENT
OF MOTOR VEHICLES

Merits. Cause called. Thomas M. Scheerer, Deputy Attorney General argues for appellant. Barry T. Simons argues for respondent. Cause submitted.

CIVIL RICHARD BURSTEIN

No. v.

G027534 STEVEN GOURLEY, DIRECTOR OF THE DEPARTMENT
OF MOTOR VEHICLES

Merits. Cause called. Barry T. Simons argues for appellant. Anne Hunter, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL CONSUMER ADVOCATES et al.

No. v.

G026626 CHRYSLER CORPORATION et al.
G027036

Merits. Cause called. John A. Taylor argues for appellants. Martin W. Anderson argues for respondents. Cause submitted.

**Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 15, 2001 (Cont'd)**

CIVIL PETER M. CALLAHAN et al.
No. v.
G027200 BILL BURK, Individually and as Trustee

Merits. Cause called. Matthew K. Ross argues for appellants. Michael J. Buley argues for respondents. Cause submitted.

CIVIL TUSTIN THRIFT AND LOAN ASSOCIATION et al.
No. v.
G024223 W. RANDALL WELTY
G027812

Merits. Cause called. Ronald D. Steinbach argues for appellant and respondent Tustin Thrift and Loan Association. Walter Tribbey argues for respondent and appellant W. Randall Welty. Lance Greene argues for respondent Lawyers Title Co. Cause submitted.

CIVIL HENRY A. ELLARD et al.
No. v.
G024339 LARRY CONWAY et al.

Merits. Cause called. No appearance by appellants. Stanley R. Jones waived oral argument and made no appearance for respondents. Cause submitted.

Court declared a recess.

*Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 15, 2001 (Cont'd)**

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., Bedsworth, J., and O'Leary, J. M. Urena, Deputy Clerk attending.

CRIM THE PEOPLE
No. v.
G026805 MARK STEPHEN FORRESTER

Merits. Cause called. Scott A. Sugarman argues for appellant. Melissa Mandel, Deputy Attorney General argues for respondent. Cause submitted.

CRIM THE PEOPLE
No. v.
G028411 JOSE LUIS LEON

Merits. Cause called. Stephen Gilbert argues for appellant. Felicity Senoski, Deputy Attorney General argues for respondent. Appellant and respondent to file supplemental letter briefs by October 19, 2001 at 4:00 p.m. Cause to be submitted on October 19, 2001.

CRIM THE PEOPLE
No. v.
G027085 ANDREW STEWART HODGINS

Merits. Cause called. Joseph F. Walsh argues for appellant. Elizabeth Hartwig, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL JACKIE SMITH
No. v.
G026164 ORANGEGROVE REHABILITATION HOSPITAL

Merits. Cause called. Robert J. Younger argues for appellant. Richard L. Scott argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 15, 2001 (Cont'd)**

CIVIL LESLIE HORNE MALDONADO
No. v.
G026021 GARY M. PETERS et al.

Merits. Cause called and argued together with G027093. Stephen R. Kilstofte argues for appellants. John M. Pitkin argues for respondent. Cause submitted.

CIVIL LESLIE HORNE MALDONADO
No. v.
G07093 GARY M. PETERS et al.

Merits. Cause called and argued together with G026021. John M. Pitkin argues for appellant. Stephen R. Kilstofte argues for respondents. Cause submitted.

CIVIL HAL KAPLAN et al.
No. v.
G026150 FAIRWAY OAKS HOMEOWNERS ASSOCIATION et al

Merits. Cause called. Mary Goodhue Deutsch argues for appellants. Frederick T. Whitney argues for respondents. Cause submitted.

CIVIL GREGORY LYNDON HOUSE
No. v.
G026589 AMERICAN FUNDS SERVICE COMPANY et al.

Merits. Cause called. John H. Scarpino argues for appellant. Janet I. Swerdlow argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2001**

Court re-convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., Moore, J., and Aronson, J.* M. Urena, Deputy Clerk attending.

CIVIL MANUEL ESTRADA RAMIREZ
No. v.
G025990 COASTAL COMMUNITY HOSPITAL et al.

Merits. Cause called. Farrah Mirabel argues for appellants. Terry L. Kesinger argues for respondent Coastal Community Hospital. Glenn H. Clark argues for respondent Davinder Singh. Cause submitted.

CIVIL NATIONAL BANK OF SOUTHERN CALIFORNIA
No. v.
G024234 FLOORING FOR BUSINESS, INC.

Merits. Cause called. Steve R. Young argues for appellants. Gary M. Gitlin argues for respondent. Cause submitted.

CIVIL LAURIE LUSK et al.
No. v.
G024999 JAMES M. NEDERLANDER

Merits. Cause called. Cheryl A. Orr argues for appellant Nationwide Theatres Corporation. Adam F. Burke argues for appellants James Nederlander et al. Thomas R. Malcolm argues for respondent 32nd District Agricultural Association. Cause submitted.

CIVIL COUNTY OF ORANGE et al.
No. v.
G026914 CITY OF LAKE FOREST

Merits. Cause called. Joseph P. Buchman argues for appellant. Debra E. Allen argues for respondents. Cause submitted.

**Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2001 (Cont'd)**

CIVIL OLEN COMMERCIAL REALTY CORP.
No. v.
G023430 EDWARD THEATRES CIRCUIT, INC.

Merits. Cause called. Wende W. Huang argues for appellant. Charles V. Berwanger argues for respondent. Cause submitted.

CIVIL ORANGE COUNTY SOCIAL SERVICES AGENCY
No. v.
G029365 TU N.

Merits. Cause called. Richard Pfeiffer made a special appearance and argues on behalf of Valerie Lankford representing appellant Tu N. Jeannie Su, Deputy County Counsel argues for respondent. Stephen S. Buckley argues for the minors. Cause submitted.

CIVIL RICHARD C. HERNANDEZ
No. v.
G025671 AMERICAN ENERGY et al.

Merits. Cause called. Raymond G. Alvarado argues for appellant. Steven Lawrence present for appellant. Sterling Scott Winchell argues for respondent. Cause submitted.

CIVIL CPI BUILDERS, INC.
No. v.
G026579 IMPCO TECHNOLOGIES, INC.

Merits. Cause called. Steven B. Katz argues for appellant. Joel W. Baruch argues for respondent. Cause submitted.

Court declared a recess.

****Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.**

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2001 (Cont'd)**

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Bedsworth, J., Moore, J., and Aronson, J.* M. Urena, Deputy Clerk attending.

CIVIL KIMBERLY DUBONT et al.
No. v.
G026598 CORNELL UNIVERSITY et al.

Merits. Cause called. Sharon J. Arkin argues for appellants. Melanie R. Blum is present for appellants. Cheryl A. Orr argues for respondents. Cause submitted.

CIVIL DAVID A. GAUNTLETT
No. v.
G022775 CERTAIN UNDERWRITER AT LLOYD'S LONDON et al.

Merits. Cause called. Eric R. Little argues for appellant. Sue M. Popik argues for respondent State Farm Fire & Casualty. Mark G. Bonino argues for respondent Allstate Insurance Co. William J. Casey argues for respondent Certain Underwriter at Lloyd's London. Cause submitted.

Court declared a recess.

**Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2001 (Cont'd)**

CIVIL No. G024749	CAREMORE MEDICAL MANAGEMENT COMPANY et al. v. WALLACE F. W. CHANG et al.	Not for publication
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Opinion filed. Judgment affirmed in part, reversed in part and remanded.

O'Leary, J.

We concur: Sills, P.J.
Moore, J.

CIVIL No. G024802	JENNIFER LOUISE HAMEL v. WILLIAM A. KEEL; OUTPATIENT SURGERY CENTER	Not for publication
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Opinion filed. Judgment reversed.

Moore, J.

We concur: Sills, P.J.
Aronson, J.*

CRIM No. G026507	THE PEOPLE v. LAWRENCE SALVATOR MARTINO	Not for publication
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Opinion filed. Judgment reversed.

O'Leary, J.

We concur: Rylaarsdam, Acting P.J.
Moore, J.

**Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2001 (Cont'd)**

CRIM No. G027553	THE PEOPLE v. MICHAEL PATRICK GARRETT	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Rylaarsdam, J. O'Leary, J.	Sills, P.J.
CIVIL No. G027787	SAVE MILE SQUARE PARK COMMITTEE v. COUNTY OF ORANGE et al.	Certified for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. Rylaarsdam, J.	Bedsworth, J.
CIVIL No. G028034	ORANGE COUNTY SOCIAL SERVICES AGENCY v. MARIA C.	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. Rylaarsdam, J.	Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 16, 2001 (Cont'd)**

CIVIL No. G028355	ORANGE COUNTY SOCIAL SERVICES AGENCY v. JENNIFER O.	Not for publication
	Opinion filed. Appeal dismissed.	
	We concur: Sills, P.J. Rylaarsdam, J.	O'Leary, J.
CRIM No. G028379	THAI BAO TRAN v. THE SUPERIOR COURT OF ORANGE COUNTY; THE PEOPLE	Certified for publication
	Opinion filed. Writ granted.	
	We concur: Sills, P.J. Rylaarsdam, J.	O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 17, 2001**

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CRIM THE PEOPLE
No. v.
G027034 DASHON TYWAN JACKSON

Merits. Cause called. Elizabeth A. Missakian argues for appellant. Douglas Danzig, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL Foothill/Eastern Transportation Corridor Agency
No. v.
G027911 DAVID E. GRISWOLD

Merits. Cause called. Paul B. LaScala argues for appellants. Mark J. Austin argues for respondent. Cause submitted.

CIVIL ROBERT HART et al.
No. v.
G025656 LINDA HART et al.
G025694

Merits. Cause called. Ronald P. Kaplan argues for appellants David Ribeiro and Ribeiro Law Corporation. Mark W. Huston argues for appellant Robert Hart. Steven L. Stern argues for respondent Linda Hart. Cause submitted.

CRIM THE PEOPLE
No. v.
G027630 NICKLOS RECIO

Merits. Cause called. Edward A. Hoffman argues for appellant. Sara Gros-Cloren, Deputy Attorney General argues for respondent. Cause submitted.

**Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 17, 2001 (Cont'd)**

CIVIL DCH HEALTH SERVICES CORPORATION et al.
No. v.
G026285 VERNE S. WAITE et al.

Merits. Cause called. John P. Blumberg argues for appellants Verne Waite and Randy Kramer. Brian Alan Baker argues for respondent Carl Westerhoff. Neil F. Kligman argues for respondent Abrahm Zinberg. Brian M. Daucher argues for respondent Sheldon Zinberg. Donald R. Brown argues for respondents DCH Health Services Corporation, Downey Community Hospital Foundation, Allen Korneff, and Edward Susank. Cause submitted.

CIVIL TITO R. PINTOR
No. v.
G027110 BORG-WAGNER PROTECTIVE SERVICES CORPORATION

Merits. Cause called. Appellant Tito R. Pintor argues on his own behalf. Linda Claxton argues for respondent. Cause submitted.

Court declared a recess.

****Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.**

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 17, 2001 (Cont'd)**

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., Bedsworth, J., and Moore, J. M. Urena, Deputy Clerk attending.

CRIM	THE PEOPLE
No.	v.
G027106	RONALD BOYAJIAN

Merits. Cause called. William J. Kopeny argues for appellant. Carl H. Horst, Supervising Deputy Attorney General argues for respondent. Cause submitted.

CIVIL	CATHERINE M. OSIER
No.	v.
G027300	G. JOHN JANSEN

Merits. Cause called. Jeffrey W. Doeringer argues for appellant. James M. Parsa argues for respondent. Cause submitted.

CIVIL	JOHN W. TOLLE etc., et al.
No.	v.
G026910	FRANK WRIGHT TRUST

Merits. Cause called. Shannon Roberts Boyd argues for appellants. Walter Greene, Jr. argues for respondent. Cause submitted.

CIVIL	CLIFTON RUSSELL CHURN
No.	v.
G026084	ANTHONY CHRISTOPHER ANAYA et al.

Merits. Cause called. Jeffry A. Miller argues for appellant. Wendy C. Lascher argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 17, 2001 (Cont'd)**

CIVIL CHRIS CHAPPELL
No. v.
G026344 COMMONWEALTH ENERGY

Merits. Cause called. James J. Moneer argues for appellant. D. Scott Kirkner argues for respondent. Cause submitted.

CIVIL ORANGE COUNTY SOCIAL SERVICES AGENCY
No. v.
G028917 AGUSTIN M.

Merits. Cause called. Sylvia L. Paoli argues for appellant. Ward Brady, Deputy County Counsel argues for respondent. Jacquelyn E. Gentry argues for the minor. Cause submitted.

CRIM THE PEOPLE
No. v.
G027919 EMILIANO M.

Merits. Cause called. Lynne G. McGinnis argues for appellant. Vincent L. Robago, Deputy Attorney General argues for respondent. Appellant to file a supplemental letter brief by November 16, 2001. Respondent to file a supplemental letter brief by December 14, 2001. Appellant may file a reply by December 28, 2001. Oral argument continued to the January 2002 calendar.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 17, 2001 (Cont'd)**

CRIM

No.

G026510

THE PEOPLE

v.

DEAN JACOBS

Consolidated with G026532 and G026533

Not for publication

Opinion filed. Judgments reversed and remanded.

O'Leary, J.

We concur: Sills, P.J.

Rylaarsdam, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 18, 2001**

Court re-convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Bedsworth, J., and O'Leary, J. M. Urena, Deputy Clerk attending.

CIVIL CLAIRe LUVOICE McARTHUR
No. v.
G026523 MARILYN MILLER McARTHUR

Merits. Cause called. Richard C. Gilbert made no appearance for appellant. Steven E. Briggs made no appearance for respondent. Appellant filed a request on October 17, 2001 to take matter off calendar. Parties have settled. Parties have 30 days to file a request for dismissal with this court or the court may file its opinion. Cause submitted.

CIVIL WILLIAM R. MORGAN
No. v.
G027635 TURTLE ROCK MEADOWS HOMEOWNERS ASSOCIATION et al.

Merits. Cause called. Richard W. Miller argues for appellant. James A. Judge argues for respondents. Cause submitted.

CIVIL IDX TECHNOLOGIES, INC. et al.
No. v.
G025520 ASPEN ELECTRONICS et al.

Merits. Cause called. Eugene J. Albertini made no appearance for appellants. Michael N. Taylor argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 18, 2001 (Cont'd)**

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., O'Leary, J., and Moore, J. M. Urena, Deputy Clerk attending.

CIVIL MARTHA ROBI
No. v.
G026154 MONTEGO DEVELOPMENT et al.

Merits. Cause called. Christine Coverdale argues for appellant. Steven J. Parker argues for respondents. Cause submitted.

CIVIL DEBRA L. FRAZEE
No. v.
G026382 GERALD E. FRAZEE

Merits. Cause called. Theodore A. Cohen argues for appellant. Thomas P. Dovidio argues for respondent. Cause submitted.

CIVIL DEBRA L. FRAZEE
No. v.
G025981 HALL SEELY, ESQ. et al.

Merits. Cause called. Thomas P. Dovidio argues for appellant. Gregory H. Halliday argues for respondents Hall Seely, Katia Diehl, and Seely & Russell. Neal C. Swensen argues for respondents Michelle Hales, Robert P. Etienne, and Hales & Etienne. Cause submitted.

CIVIL IRMA VALDIVIA
No. v.
G025095 EDGAR FERNANDEZ

Merits. Cause called. Blaise S. Curet argues for appellant. Christopher J. Day argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 18, 2001 (Cont'd)**

CIVIL MARIA LOMBARDO
No. v.
G026581 BROADWAY STORES, INC.

Merits. Cause called. Curtis A. Cole argues for appellant. Paul W. Steinmetz argues for respondent. Appellant and respondent to file supplemental letter briefs by November 1, 2001 at 4:00 p.m. Cause to be submitted on November 1, 2001.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 18, 2001 (Cont'd)**

CIVIL ROBERT KAYYEM
No. v.
G025615 JOSEPH ABANDONATO

Order filed denying rehearing petition and modification of opinion and change in judgment.

Sills, P.J.

We concur: Rylaarsdam, J.
 Aronson, J.*

CIVIL PANYIOTIS KATELARIS et al.
No. v.
G025177 COUNTY OF ORANGE

Certified for publication

Opinion filed. Judgment affirmed.

Bedsworth, J.

We concur: Sills, P.J.
 Rylaarsdam, J.

CRIM THE PEOPLE
No. v.
G026553 THADDEUS EUGENE SMITH

Not for publication

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
 Aronson, J.*

**Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2001**

Court re-convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., O'Leary, J., and Moore, J. M. Urena, Deputy Clerk attending.

CIVIL CANDIDA ESTRADA
No. v.
G026546 RUDY C. ESTRADA
G027736

Merits. Cause called. Appellant Rudy C. Estrada present. Michel W. Robinson present for respondent. Cause submitted.

CIVIL WILLIAM C. KIM
No. v.
G02435 ST. JOSEPH HOSPITAL

Merits. Cause called. Timothy J. Stafford present for appellant. Richard E. Madory present for respondent. Cause submitted.

CIVIL AAZAM GITIBIN
No. v.
G025718 KEYGHOBAD GITIBIN

Merits. Cause called and argued together with G025719. John Guerin argues for appellant. Karen A. Rhyne argues for respondent. Cause submitted.

CIVIL AAZAM GITIBIN
No. v.
G025719 KEYGHOBAD GITIBIN

Merits. Cause called and argued together with G0257189. John Guerin argues for appellant. Karen A. Rhyne argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2001 (Cont'd)**

CIVIL LORRAINE C. LIVACICH
No. v.
G024972 JOHN R. LIVACICH

Merits. Cause called. Dan Near argues for appellant. David G. Jimenez argues for respondent. Cause submitted.

CIVIL GARY JAMES KONRADY
No. v.
G025924 PATRICK DAYTON McNEAL et al.

Merits. Cause called. Jack Smart argues for appellant. Sharon Lowsen argues for respondent James Johnson. Roger D. Sheaks argues for respondent Bridgman, Mordkin & Shapiro. Lorrie A. Walton made no appearance for respondent Patrick McNeal. Cause submitted.

CIVIL DINO NAMA
No. v.
G027124 DAVID BLAND et al.

Merits. Cause called. William D. Chapman argues for appellant. Scott G. Johnson argues for respondents. Cause submitted.

CIVIL ADVISORS FINANCIAL PLANNING CORPORATION et al.
No. v.
G025592 JOSE RAFAEL MARTINEZ

Merits. Cause called. David R. Haberbush argues for appellant. Dennis M. Supanich argues for respondent Union Bank of California. Brian L. Davidoff argues for respondent First American Title Co. Simon Aron argues for respondent Budget National Finance. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2001 (Cont'd)**

CIVIL ORANGE COUNTY SOCIAL SERVICES AGENCY
No. v.
G028615 VALERIE M. et al.

Merits. Cause called. Richard Pfeiffer made a special appearance and argues for Marsha Levine representing appellant Valerie M. Joseph T. Tavano argues for appellant Tamara M. Stephen S. Buckley argues for the minors Ronald, Jamie, and Krystal M. Appellant Monica M. argues on her own behalf. Michael D. Randall argues for minor Ryan M. Ted R. Youmans argues for respondent defacto parent Michelle M. Ward Brady, Deputy County Counsel argues for respondent Orange County Social Services Agency. Cause not submitted at this time. Court taking into consideration parties' request to consolidate with G029764.

Court declared a recess.

CIVIL	WILLIAM G. SHAW	Not for publication
No.	v.	
G025445	GAR JACOBS et al.	

Opinion filed. Judgment reversed with directions.

Bedsworth, J.

We concur: Rylaarsdam, Acting P.J.
O’Leary, J.

CIVIL	ARTHER MASAOKA	Not for publication
No.	v.	
G026563	JOSEPH C. ROSENBLIT	

Opinion filed. Judgment affirmed.

By the Court

Before Sills, P.J., Bedsworth, J., and Aronson, J.*

*Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 19, 2001 (Cont'd)**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G028245	JOAQUIN O.	

Opinion filed. Judgment affirmed.

Bedsworth, J.

We concur: Sills, P.J.
Rylaarsdam, J.

113887-01 THE HONORABLE RICHARD M. ARONSON, Judge of the Superior Court of California, County of Orange, is hereby assigned to assist the Court of Appeal, Fourth Appellate District, Division Three, as a justice thereof, on the following date(s):

November 1, 2001 To December 31, 2001

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

Dated: October 15, 2001

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial Council